App. F. IX-4

Previous References

1931. 32 (Index)

File No. 56-31

Serial Nos. 1-3.

Later References

PRESERVED

General and Revenue Secretariat.

Serial Nos. Nil

Part B for February 1932

SUBJECT.

Re - Provision in Motor rules for Cancellation of Registration

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Mr. Hume Rees
29.2.32

Secretariat | Dept. File No. 56 of 1931.

Serial No.

1

From Secy to Govt
No 9074 dt 18-12-31
Forwards copy of rules
of Govt. of Madras for
permission to frame Rules
for Cancellation of Registration.
1) Secy. for perusal
& if is for orders if
similar rules may be
adopted here

Sec MVH
4/1/32

2) What is the Object of Cancellation
of registration? Has the Madras Govt published
The reasons for adopting these rules? Please
look up Fort St. George Gazette

G. 4/1/32

3) No reasons are given in
the draft amendments published
by the Madras Govt.
(vide Gazette para wise). If
registration is cancelled, there
is of course which may
be given to another vehicle.
Secy. for orders

F.P.B

Sec MVH
5/1

4) The amended rules as notified
in Madras indicate that under certain
circumstances owners would desire
Cancellation of registration of motor vehicles

NOTE—Contn. Sheet.

This is likely only if there are obligations on the part of owners after registration. The only obligations under the Act seem to be to notify transfer of ownership & possession and change of address. The rules also provide for an appeal in cases of rejection of an application for cancellation.

5) Where registration of a particular vehicle is cancelled, its number may be given to another vehicle to be registered. The numbers in the State have not yet gone so high.

6) The I.G.P may be consulted if there is need for adopting these rules. Yes
Chief Secretary) 6/1/32

7) Nil
9/1/32

8) note to the I.G.P
9/1/32

9) Draft sent
Sec 11/1/32

10) Done
11/1/32

CHIEF SECRETARY
6 JAN 1932

TYPING OFFICE
12 JAN 1932
MADRAS SECT

No P 3949 dt 15.1.32
The I.G. of Police
Forwards copy of Madras Amusement and Incidents Tax Opinion thereon

Rec'd
18.1.32

Secretariat — File No. 56 of 1931.

Serial No.	
3	Letter No C 479/31 dt 21.1.32 from the Inspector General of Police with reference to this office letter of 15.1.32, states that the introduction of a rule on the lines of 8-A of Madras Amendment would tend to restrict registration numbers and keep a check on number of motor vehicles actually in use & taxable and thinks that the amendments are pertinent and may be adopted here. (i) Submit with reference to paras 6 & 7 supra for orders. Sd/ MSK 27.1.32 (ii) The rules may be adopted as suggested by the I.G.P. (Chief Secretary) 27/1/32
	(Second Member) 31/1/32 13) The object of the new Rule in Madras is to enable owners of vehicles which have become unusable to obtain exemption from payment of taxes under the Motor Vehicles Taxation Act. As we have no such taxes here, there will not be the same inducement for people to apply for cancellation of registration in such cases. However there is no harm

SECRETARIAT 28 JAN 1932

NOTE—Contn. Sheet.

WD 70—GBPM—60,000—13-8-31

in addition. These rules

Second Member)

RCM
31/1/32

4/2/32

OFFICE OF THE SECOND MEMBER OF COUNCIL
1 FEB. 1932
No. 6256

we may consider this after we adopt a system of annual fee -
as it is none will have any interest in getting registration cancelled

by
2/2/32

RCM
2/2/32

2/2/32

PB
3.2.32

2774 P 31 Pol I 845

[R.O. 106.]

All communications should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

OFFICE OF THE RESIDENT IN MYSORE,

Bangalore, 18th Decr. 1931.

No. 9074 / 178-1931. Enclos. 1 Legis 56-31-1

9 Cen 1787

A copy of the marginally* noted ~~letter with enclosure~~ is forwarded with compliments, to the General Secretary to the Government of H. H. the Maharaja of Mysore, for information.

Notification
*No. 851,
dated the 23rd November, 1931,
of the Government of Madras.

for *Secretary to the Resident*

168—28-6-1930—5,000—RPB

BJ

NOTIFICATION.

Fort St. George, November 23, 1931.

No. 851.—In exercise of the powers conferred by section 11 of the Indian Motor Vehicles Act, 1914 (VIII of 1914), the Governor in Council is pleased to issue the following amendments to the Madras Motor Vehicles Rules, 1923, published in the Law Department Notification No. 209, at page 327 *et seq.* in Part I of the *Fort St. George Gazette* dated the 20th March 1923 :—

AMENDMENTS.

The following shall be inserted as rules 8-A and 8-B under a new head " Cancellation of registration of permanently unusable motor vehicles " in the said rules, namely :—

8-A. (1) The registering authority may, if satisfied, on the application of the registered owner, that any motor vehicle has become permanently unusable, cancel the certificate of registration granted or renewed in respect of such vehicle under these rules.

(2) Every registered owner applying for the cancellation of the certificate of registration of his motor vehicle under sub-rule (1) shall—

(*a*) surrender such certificate and the distinguishing letters and number assigned to the vehicle, and

(*b*) also furnish a declaration to the effect that the motor vehicle has become permanently unusable and would not any longer be used.

(3) A copy of every order cancelling the certificate of registration of a motor vehicle under this rule shall be endorsed on such certificate.

(4) Where a certificate of registration has been cancelled under this rule, the registering authority may assign the distinguishing letters and number of such vehicle to any other motor vehicle.

8-B. (1) An appeal shall lie to the local Government against any order of a registering authority refusing to cancel the certificate of registration under rule 8-A.

Provided that no such appeal shall be entertained unless it is presented within one month from the date of the order appealed against.

(2) Notwithstanding anything contained in sub-rule (1), the local Government may, of its own motion, vary or cancel any order made under rule 8-A."

A. F. W. DIXON,
Deputy Secretary to Government.

SUBJECT .....

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Section Legs

File No. 56-31

Serial No. 2

Diary No. of letter replied to .....

No. 13949(1)

To

The I. G. of Police

General and Revenue Secretariat

( )

the *193*

Sir,

I am directed to forward herewith a copy of the Notification no 857 of 23-11-31 of the Govt of Madras issuing amendments to the Madras Motor Vehicle Rules so as to provide for the cancellation of Registration & I request you to favour Govt with your views on the desirability of adopting them in our rules.

Date of issue 15/1/32

Signed by ..... Mr CSR

List of enclosures .....

Copied by .....

Examined by .....

WD 71—GBPM—40,000—20-7-31.

Sec 9/1

I have sent a copy for your Secy

WD 01793—GPB—50,000—5-9-31

MYSORE POLICE DEPARTMENT.

P 4

In reply, please quote number, date and short title.*

Received ..... *Registered* .....

Legis 56-31-?

From (Name) F.A.HAMILTON,ESQ., C.I.E.,

(Designation) Inspector General of Police in Mysore,

Post Box....., (STATION).....BANGALORE.....

Telegraphic Address.....ALACRIS.....

To

N.Madhava Rao, Esq., B.A.,B.L.,
Chief Secretary to the Government of Mysore,
Bangalore.

22 JAN. 1932

No. C.479/31 dated 20th January 193 2.

ENCLOSURES..... Sir,

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SPARE COPIES.....

With reference to your letter No.P.3949(1) Legis. dated 15th instant requesting my opinion as to the need or desirability of - adopting the Rules provided to the Madras Motor Vehicles Rules by the Government of Madras in their Notification No.851 dated 23-11-1931 - copy of which was received along with, I have the honour to state that the introduction of Rule as is provided in 8 (a) will tend to restrict the registration numbers and make it possible to keep a check on the number of motor vehicles actually in use and taxable, Rule relating to 8 (b) is only a corallary to Rule 8 (a).

2. I am accordingly of opinion that the amendments provided in the Notification of the Government of Madras are pertinent and require the Mysore Motor Vehicle Rules 1924 being amended similarly.

I have the honour to be,

Sir,

Your most obedient servant.

INSPECTOR GENERAL OF POLICE.

NK.